



MY DIRECT DIAL IS: 631-247-4612  
 MY DIRECT EMAIL IS: EHRLICH@JACKSONLEWIS.COM

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May 25, 2012

**VIA ECF & REGULAR MAIL**

Honorable Richard M. Berman  
 United State District Judge  
 United States District Court  
 Southern District of New York  
 500 Pearl Street, Courtroom 21B  
 New York, New York 10007-1312

Re: Stanley Madaloni v. Mada Design Inc.  
Civil Action No. 11-CIV-5086 (RMB/DCF)

Dear Judge Berman:

We represent Defendant, Mada Design Inc., in the above-captioned matter, but are writing on behalf of all parties to update the Court as to the status of the bankruptcy proceeding, which resulted in the stay of the above action. Defendant filed a Voluntary Petition under Chapter 7 of the United States Bankruptcy Code in the United States Bankruptcy Court for the Southern District of New York, Case No. 12-10233, and on January 26, 2012, this Court ordered a stay of all proceedings pending the appointment of, and further instructions from, a bankruptcy trustee.

Alan Nisselson was appointed as Chapter 7 Trustee. Alan Nisselson's counsel is Lori Lapin Jones of Lori Lapin Jones PLLC. The Chapter 7 Trustee has been administering to all aspects of Defendant's bankruptcy case, including, but not limited to, the liquidation of any remaining assets. We have been advised by the bankruptcy attorney for Mada Design, Robert M. Fox, that the proceedings are ongoing, but he cannot estimate the length of the bankruptcy proceeding at this time. Thus, the basis for the automatic stay is still in effect.

Thank you for your attention to this matter. Please contact the undersigned if any additional information is needed at this time.

Respectfully yours,

JACKSON LEWIS LLP

David R. Ehrlich

DRE:dc

cc: Anthony J. Costantini, Esq. (via email [AJCostantini@duanemorris.com](mailto:AJCostantini@duanemorris.com))

**CERTIFICATE OF SERVICE**

I hereby certify that on this 25<sup>th</sup> day of May , 2012, the foregoing document was filed with the Clerk of the Court and served in accordance with the Federal Rules of Civil Procedure, and/or the Southern District's Local Rules, on Electronic Service upon the following parties and participants:

ANTHONY J. COSTANTINI, ESQ.  
ATTORNEYS FOR PLAINTIFF  
DUANE MORRIS LLP  
1540 Broadway  
New York, New York 10036-4086

  
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DAVID R. EHRLICH, ESQ.